United Nations S/2003/1105

Security Council

Distr.: General
20 November 2003
English
Original: French

Letter dated 19 November 2003 from the Chargé d'affaires a.i. of the Permanent Mission of Burundi to the United Nations addressed to the President of the Security Council

On instructions from my Government, I have the honour to transmit to you the Global Ceasefire Agreement between the Transitional Government of Burundi and the National Council for the Defence of Democracy-Forces for the Defence of Democracy (CNDD-FDD), signed at Dar-es-Salaam, United Republic of Tanzania, on 16 November 2003 (see annex).

The Government of Burundi hopes for the full support of the Security Council and the entire international community for this historic accord, concluded with a view to the establishment of lasting security and stability in Burundi.

I should like the text of this letter and its annex to be circulated as a Security Council document.

(*Signed*) Léonidas **Nkingiye**
Chargé d'affaires a.i.

03-62617 (E) 021203 031203

Annex to the letter dated 19 November 2003 from the Chargé d'affaires a.i. of the Permanent Mission of Burundi to the United Nations addressed to the President of the Security Council

Global Ceasefire Agreement between the Transitional Government of Burundi and the National Council for the Defence of the Democracy-Forces for the Defence of Democracy (CNDD-FDD)

Dar-es-Salaam, 16 November 2003

Global Ceasefire Agreement

The Transitional Government of the Republic of Burundi and the National Council for the Defence of Democracy-Forces for the Defence of Democracy (CNDD-FDD), hereinafter referred to as "the Parties",

Taking note of the Ceasefire Agreement of 2 December 2002, the Joint Declaration of Agreement of 27 January 2003 on the final cessation of hostilities, the Pretoria Protocol of 8 October 2003 on political, defence and security power-sharing in Burundi, the Pretoria Protocol of 2 November 2003 on outstanding issues of political, defence and security power-sharing in Burundi and the Protocol on the Technical Forces Agreement, all concluded between the Parties with a view to the establishment of lasting peace, security and stability in Burundi,

Recalling the principles and objectives of the Arusha Peace and Reconciliation Agreement for Burundi and the Transitional Constitution of the Republic of Burundi,

Recalling our commitment to respect and implement in good faith the agreements and protocols concluded for the purposes of ending the war and rebuilding Burundi,

Reaffirming our unshakeable determination to put an end to the root causes of the continuing situation of violence, bloodshed, insecurity, political instability, and exclusion, which has heaped distress and suffering on the Burundian people and is seriously compromising the prospects for economic development and the establishment of equality and social justice in our country,

Reaffirming our commitment to build a political order and system of Government in keeping with the realities of our country and based on the values of justice, political pluralism, respect for the fundamental freedoms and rights of the individual, unity, solidarity, mutual understanding, tolerance and cooperation,

In the presence of:

His Excellency **Jacob ZUMA**, Deputy President of the Republic of South Africa, Facilitator for the negotiation of the Ceasefire Agreement

His Excellency **Joachim CHISSANO**, President of the Republic of Mozambique and current President of the African Union

His Excellency **Yoweri Kaguta MUSEVENI**, President of the Republic of Uganda and President of the Regional Peace Initiative for Burundi

His Excellency **Dr. Ali Mohamed SHENI**, Vice-President of the United Republic of Tanzania

His Excellency **Joseph KABILA**, President of the Democratic Republic of the Congo

His Excellency **Méles ZENAWI**, Prime Minister of the Federal Democratic Republic of Ethiopia

His Excellency Ambassador **Berhanu DINKA**, Special Representative of the Secretary-General of the United Nations

His Excellency **Patrick MAZIMPAKA**, Vice-Chairperson of the Commission of the African Union

His Excellency **Charles MURIGANDE**, Minister for Foreign Affairs and Cooperation of the Republic of Rwanda

His Excellency **Ondo METHOGO**, Deputy Prime Minister of the Gabonese Republic

His Excellency **Ngunjiri NJUGUNA**, Ambassador of the Republic of Kenya to Tanzania

His Excellency **Joshua M. SIMYANDI**, Ambassador of the Republic of Zambia to Tanzania

We solemnly declare ourselves to be bound by the provisions of the following Global Ceasefire Agreement:

Article 1

The Global Ceasefire Agreement embraces the Ceasefire Agreement of 2 December 2002, the Joint Declaration of Agreement of 27 January 2003 on the final cessation of hostilities, the Pretoria Protocol of 8 October 2003 on political, defence and security power-sharing in Burundi, the Pretoria Protocol of 2 November 2003 on outstanding issues of political, defence and security power-sharing in Burundi, and the Pretoria Protocol of 2 November 2003 on the Technical Forces Agreement.

Article 2

The Global Ceasefire Agreement is an integral part of the Arusha Peace and Reconciliation Agreement for Burundi. It revokes all earlier conflicting provisions of the Arusha Agreement in relation to the CNDD-FDD Movement.

Article 3

Any constitutional, legislative or regulatory provisions which are inconsistent with this Agreement shall be amended as soon as possible in order to bring them into line with this Agreement.

Article 4

The Parties appeal to the Party for the Liberation of the Hutu People-National Liberation Forces (PALIPEHUTU-FNL) immediately to suspend hostilities and acts of violence and to join the negotiations with the Government as soon as possible.

If the PALIPEHUTU-FNL categorically refuses to resume negotiations, the signatories of this Agreement, the Regional Peace Initiative for Burundi, the African Union and the United Nations will deem it to be an organization inimical to the peace and security of Burundi and will treat it as such.

Article 5

The Parties undertake to implement in full the agreements listed below:

- The Ceasefire Agreement between the Transitional Government of Burundi and the National Council for the Defence of Democracy-Forces for the Defence of Democracy (CNDD-FDD), signed on 2 December 2002;
- The Pretoria Protocol signed on 27 January 2003;
- The Pretoria Protocol on political, defence and security power-sharing in Burundi, signed on 8 October 2003;
- The Pretoria Protocol on outstanding issues of political, defence and security power-sharing, signed on 2 November 2003;
- The Technical Forces Agreement, signed on 2 November 2003.

Article 6

The agreements shall be implemented by the existing peace-process institutions in Burundi:

- The African Mission in Burundi;
- The Implementation Monitoring Committee;
- The Joint Ceasefire Commission.
- The implementation process shall be conducted in conformity with the timetable agreed upon in the agreements mentioned above.

Article 7

This Global Ceasefire Agreement shall enter into force on the day of its signature.

Article 8

Original copies of the French text shall be deposited with the Secretary-General of the United Nations, the Chairperson of the Commission of the African Union, and the Transitional Government of Burundi. Certified copies shall be kept by the Parties.

Signed at Dar-es-Salaam on 16 November 2003.

1. Signatories:

For the Transitional Government of Burundi

(*Signed*) His Excellency **Domitien NDAYIZEYE**
President of the Republic

For the National Council for the Defence of
Democracy-Forces for the Defence of Democracy

(*Signed*) Mr. **Pierre NKURUNZIZA**
Legal Representative

2. Co-signatories:

(*Signed*) His Excellency **Jacob ZUMA**
Deputy President of the Republic of South Africa, Facilitator

(*Signed*) His Excellency **Joachim CHISSANO**
President of the Republic of Mozambique
and current President of the African Union

(*Signed*) His Excellency **Yoweri Kaguta MUSEVENI**
President of the Republic of Uganda and President of the Regional Peace Initiative
for Burundi, guarantor of the implementation of the Global Ceasefire Agreement

(*Signed*) His Excellency **Alpha Oumar KONARE**
Chairperson of the Commission of the African Union

(*Signed*) His Excellency **Ali MOHAMED SHENI** on behalf of
His Excellency **Benjamin William MKAPA**
President of the United Republic of Tanzania

(*Signed*) His Excellency **Berhanu DINKA**
Special Representative of the Secretary-General of the United Nations